

THE CITY OF SAN DIEGO, CALIFORNIA  
MINUTES FOR REGULAR COUNCIL MEETING  
OF  
TUESDAY, JULY 6, 1993  
AT 9:00 A.M.  
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Deputy Mayor Behr at 10:04 a.m. Council Member Vargas recognized and welcomed visiting students from Southwestern College. The meeting was recessed by Mayor Golding at 12:00 p.m. to reconvene at 2:00 p.m.

The meeting was reconvened by Mayor Golding at 2:09 p.m. with Council Members Roberts and Hartley not present. Mayor Golding adjourned the meeting at 3:50 p.m. to Closed Session to instruct the City Attorney regarding land acquisition of the U.S. Naval Training Center.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Golding-present
  - (1) Council Member Wolfsheimer-present
  - (2) Council Member Roberts-present
  - (3) Council Member Hartley-present
  - (4) Council Member Stevens-present
  - (5) Council Member Behr-present
  - (6) Council Member Stallings-present
  - (7) Council Member McCarty-present
  - (8) Council Member Vargas-present
- Clerk-Abdelnour (rb/ll)

FILE LOCATION: MINUTES

Minutes of the Council of the City of San Diego  
for the Regular Meeting of Tuesday, July 6, 1993

Page 2

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor Golding-not present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-not present
- (3) Council Member Hartley-present
- (4) Council Member Stevens-present
- (5) Council Member Behr-present
- (6) Council Member Stallings-present
- (7) Council Member McCarty-present
- (8) Council Member Vargas-present

FILE LOCATION: MINUTES

ITEM-10: INVOCATION

Invocation was given by Charles G. Abdelnour, City Clerk.

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by City Manager Jack McGrory.

PUBLIC COMMENT:

None.

COUNCIL COMMENT:

ITEM-CC-1:

Comments by Council Member Wolfsheimer thanking the Lifeguards for rescues over the Fourth of July weekend.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A035-045.)

ITEM-30: APPROVED

Approval of Council Minutes for the Meetings of:

05/31/93  
06/01/93  
06/14/93  
06/15/93  
06/21/93 Adjourned  
06/22/93 Adjourned

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A047-053.)

MOTION BY HARTLEY TO APPROVE. Second by Stevens. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

\* ITEM-50: (O-93-56) INTRODUCED, TO BE ADOPTED JULY 26, 1993

Introduction of an Ordinance amending Chapter II, Article 2, Division 2 of the San Diego Municipal Code to reflect the renumbering of Section 63.02.24 within the text of Section 22.0207; and amending Chapter VI, Article 3 relating to Public Parks, Playgrounds, Beaches, Tide-Lands and Other Property, to provide for and regulate bicycle usage on open space and park lands.

(See City Manager Report CMR-93-171.)

COMMITTEE ACTION: Reviewed by PFR on 6/9/93. Recommendation to approve the City Manager's recommendation. Districts 3, 6, 7 and 8 voted yea. District 5 not present.

FILE LOCATION:

COUNCIL ACTION: (Tape location: A070-158.)

CONSENT MOTION BY WOLFSHEIMER TO INTRODUCE ORDINANCE. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

\* ITEM-100: (R-93-1995) ADOPTED AS RESOLUTION R-282272

Awarding a contract to Custom Pacific Sign and Installation for the purchase of reflectorized highway signs and aluminum blanks, as may be required for a period of one year beginning June 1, 1993 through May 31, 1994, for an estimated cost of \$358,388.66, including tax and terms, with options to renew the contract for four additional one year periods; in the event the contractor does not perform to specifications, the Purchasing Agent is authorized to terminate the contract and award to the next low responsible bidder, or subsequent bidders, until a bidder is found who performs to specifications.  
(BID-H3739/93)

FILE LOCATION: CONT-PURCHASE-Custom Pacific Sign and  
Installation CONT FY94-1

COUNCIL ACTION: (Tape location: A070-158.)

CONSENT MOTION BY WOLFSHEIMER TO ADOPT. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

\* ITEM-101:

Three actions related to the Construction of Sewer Main Replacement Group 602: (BID-K93004)

(La Jolla Community Area. District-1.)

Subitem-A: (R-93-1957) ADOPTED AS RESOLUTION R-282273

Inviting bids for the Construction of Sewer Main Replacement Group 602 on Work Order No. 171461; authorizing the execution of a contract with the lowest responsible bidder; authorizing the expenditure of \$1,129,957 from Sewer Revenue Fund 41506, Sewer Construction Outlay (70492), CIP-44-001, and \$34,463 from Water Revenue Fund 41500, Water Construction (70592), CIP-73-083; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

Subitem-B: (R-93-1958) ADOPTED AS RESOLUTION R-282274

Authorizing the use of City Forces to make connections and perform operational checks; declaring that the cost of the work shall not exceed \$21,116, \$10,000 from Sewer Revenue Fund 41506 and \$11,116 from Water Revenue Fund 41500.

Subitem-C: (R-93-1959) ADOPTED AS RESOLUTION R-282275

Stating for the record that the information contained in Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program, DEP-92-0612, has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said Declaration has been reviewed and considered by the Council.

CITY MANAGER SUPPORTING INFORMATION: Sewer Main Replacement Group 602 will replace approximately 5,090 feet and rehabilitate approximately 3,276 feet of sewer main in the La Jolla Community Planning area. Having served the area south of La Jolla Boulevard between Camino De La Costa and La Jolla Hermosa for over 60 years, the existing facilities have experienced 15 stoppages since 1972. This project will alleviate these stoppages and provide a more reliable sewage collection system for the service area well beyond the foreseeable future.

Aud. Cert. 9301077.

WU-P-93-075.

FILE LOCATION: W.O. 171461 CONT - H. S. Excel  
Corporation CONT FY94-1

COUNCIL ACTION: (Tape location: A070-158.)

CONSENT MOTION BY WOLFSHEIMER TO ADOPT. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

\* ITEM-102:

Three actions related to the Construction of Bonita Pipeline Phase 1A: (BID-K93005)

(Skyline/Paradise Hills Community Area. District-4.)

Subitem-A: (R-93-1960) ADOPTED AS RESOLUTION R-282276

Inviting bids for the Construction of Bonita Pipeline Phase 1A on Work Order No. 180411; authorizing the execution of a contract with the lowest responsible bidder; authorizing the expenditure of not to exceed \$3,509,075 from Water Revenue Fund 41500, CIP-73-195.0, Bonita Pipeline.

Subitem-B: (R-93-1961) ADOPTED AS RESOLUTION R-282277

Authorizing the use of City Forces to shut down and drain pipelines, install highlining and perform operational testing;

Declaring that the cost of the work shall not exceed \$60,875.

Subitem-C: (R-93-1962) ADOPTED AS RESOLUTION R-282278

Certifying that the information contained in Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program, DEP-89-1044, dated February 22, 1991, has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said Declaration has been reviewed and considered by the Council.

CITY MANAGER SUPPORTING INFORMATION: The existing Bonita Pipeline was installed in 1928 to transfer water from the Otay water shed to the Centre City area. Due to corrosion and age, the 28-inch diameter steel pipeline is severely deteriorated and requires intensive maintenance. This pipeline has also experienced numerous breaks, the most recent occurring in August, 1992. Replacement of this pipeline will be accomplished in phases. Bonita Pipeline Phase 1A consists of installing approximately 6,000 feet of 48-inch diameter pipeline between the existing Otay Second Pipeline and the existing 48-inch diameter pipeline installed during recent improvements to Reo Drive.

Aud. Cert. 9301033.

WU-P-93-116.

FILE LOCATION: W.O. 180411 CONT - TC Construction Co.  
Inc. CONT FY94-1

COUNCIL ACTION: (Tape location: A070-158.)

CONSENT MOTION BY WOLFSHEIMER TO ADOPT. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

\* ITEM-103: (R-93-2051) ADOPTED AS RESOLUTION R-282279

Adopting the revised Conflict of Interest Code for the Department of the City Treasurer of the City of San Diego.

CITY MANAGER SUPPORTING INFORMATION: The Political Reform Act of 1974 (Government Code Section 87300, et. seq.) requires all agencies to prepare and submit for approval a Conflict of Interest Code to the City Council. On April 27, 1977 Council approved the Conflict of Interest Code for the Treasurer Department. The Conflict of Interest Code has been amended three times to reflect organization changes. This amendment again updates Exhibit A of the Code. This exhibit lists the duties and categories of those designated positions, the incumbents of which are required to submit Conflict of Interest Statements. Organizational changes render Exhibit A obsolete. This amendment changes Exhibit A of the Code.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A070-158.)

CONSENT MOTION BY WOLFSHEIMER TO ADOPT. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

\* ITEM-104: (R-93-2078) ADOPTED AS RESOLUTION R-282280

Authorizing the City Manager to change the Fire Hydrant service rate charged for hydrants located on City property from \$6 per hydrant per annum to \$0 per hydrant per annum.

CITY MANAGER SUPPORTING INFORMATION: Section 67.58 of the San Diego Municipal Code provides that the rates to be charged and collected for Fire Hydrant service within the City shall be established by resolution of the City Council upon the giving of

ten days notice of intention to establish, amend, or increase said charges. Hydrants located on City property are currently charged to the General Fund at a rate of \$6 per hydrant per annum. This fee has been in effect and unchanged for over 25 years. The current cost to maintain a fire hydrant is well in excess of \$50 annually. Accordingly, this fee has represented at most, a partial, token payment on the part of the General Fund for fire hydrant maintenance. To meet peak water flow requirements for fire protection, the Water Utilities Department provides all water conveyance systems. Water mains, pump stations, and other facilities are therefore sized larger than would otherwise be required to meet normal consumption requirements. The associated additional cost to operate, maintain and replace these facilities are funded from water sales revenue. Also, all water used for fire suppression is not charged. The maintenance of fire hydrants is a small and insignificant portion of the overall cost associated to provide water for fire protection. Consequently, this charge appears inconsistent with the Water Utilities Department philosophy of funding fire flow requirements from general water revenues. Therefore, it is proposed that this charge to the General Fund be eliminated by amending Resolution R-257780 to set the rate charged on fire hydrants located on City property to \$0.00.

WU-U-93-141.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A070-158.)

CONSENT MOTION BY WOLFSHEIMER TO ADOPT. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

\* ITEM-105: (R-93-2115) ADOPTED AS RESOLUTION R-282281

Renewing the declaration of intent to use the proceeds of taxable or tax-exempt indebtedness issued by the Public Facilities Financing Authority to reimburse project expenditures made by the City in compliance with Treasury Regulations 1.103-17 for the Clean Water Program.

CITY MANAGER SUPPORTING INFORMATION: The Public Facilities Financing Authority of the City of San Diego (the "Authority" is empowered to issue and sell bonded indebtedness on behalf of the



City to finance the Clean Water Program capital improvement projects consisting of a secondary treatment system, a water reclamation system, sludge pipelines and pump station. The resolution is adopted by the City solely for purposes of complying with Section 1.103-17 of Treasury Regulations which require the issuing agency to expressly state its intent to reimburse itself from bond proceeds for expenditures incurred on behalf of the bond financed project. The reimbursement of project expenditures from bond proceeds is limited to the later of one year after the date of a payment for the facilities or the "in-service" date of the entire facility.

WU-CWP-93-149.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A070-158.)

CONSENT MOTION BY WOLFSHEIMER TO ADOPT. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

\* ITEM-106: (R-93-2094 Rev.1) ADOPTED AS AMENDED AS  
RESOLUTION R-282282

Directing the City Manager to work with CalTrans in the preparation of a Project Study Report (PSR) to explore issues involved in transferring Otay Mesa Road to CalTrans' jurisdiction on an interim basis.

(See City Manager Report CMR-93-168. Otay Mesa Community Area. District-8.)

COMMITTEE ACTION: Reviewed by TLU on 6/2/93. Recommendation to approve the City Manager's recommendation to work with CalTrans to explore issues involved in transferring Otay Mesa Road to CalTrans' Jurisdiction on an interim basis. Districts 1, 2, 5 and 6 voted yea.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A070-158.)

Motion by Vargas to amend the item to include direction to staff to study the truck route and the possible funding

sources and report back to Council as quickly as possible. Also, direct staff to work with the affected Federal and State agencies to be sure the planning for the new customs complex in Otay Mesa does not preclude these alternatives for southbound and northbound truck traffic. Second by Stallings.

CONSENT MOTION BY WOLFSHEIMER TO ADOPT AS AMENDED. Second by Stallings. Passed by the following vote:  
Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

ITEM-107: (R-93-2018) CONTINUED TO JULY 12, 1993

Authorizing a second amendment to the agreement with Willdan and Associates, for special tax consulting services not to exceed \$43,467, in connection with Miramar Ranch North Community Facilities District No. 1 (Mello-Roos).

(Miramar Ranch North Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: On September 7, 1990, the City entered into an agreement with Willdan and Associates for an initial feasibility study in connection with the Miramar Ranch North Community Facilities District No. 1. The selection of this firm was based on their extensive knowledge and experience in establishing Mello-Roos districts. Subsequently, an amendment to this agreement was executed for Special Tax Assessment Engineering services required to form the district and audit the construction costs associated with the completed improvements financed from the bonds. The amended agreement was based on the understanding that the auditing of costs would be a single step process at the completion of all construction that would result in one lump sum payment to the developer. Pursuant to the district Acquisition Financing Agreement adopted by Council on January 8, 1991, this single step process was revised to provide for monthly progress payments to the developer. This revision requires that the Special Tax Engineer make monthly cost audits in order to confirm progress payments. This second amendment to the agreement will authorize payment for these monthly audits. As the district's Special Tax Assessment Engineer, Willdan and Associates has a comprehensive knowledge of all aspects of this project. Therefore, staff recommends that the City's interest is best served by the use of this consultant.

A minimum of 12 percent of the work covered under this second amendment will be done by Nieto Engineering, a local MBE consulting firm.

Aud. Cert. 9301130.

FILE LOCATION:

COUNCIL ACTION: (Tape location: D271-293.)

MOTION BY STEVENS TO CONTINUE TO JULY 12, 1993 AT THE REQUEST OF THE CITY MANAGER FOR ADDITIONAL INFORMATION. Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

\* ITEM-108: (R-93-2082) ADOPTED AS RESOLUTION R-282283

Authorizing the execution of a five-year lease agreement with San Diego Community College, for providing a parking facility for its students and staff with disabilities, adjacent to the Mesa College Campus.

(Kearny Mesa Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: Since 1975, the San Diego Community College District (District) has leased a 26,000 square-foot City-owned parcel, located south of and adjacent to the Mesa College Campus, for a parking lot for its students and staff with disabilities.

The District has made improvements to the property including asphalt paving, striping and the installation of lights. The current agreement expired and is on hold over. A new five-year agreement has been requested by the District. The District will be responsible for maintaining the premises, providing erosion control planting and care of the slopes on the premises at no cost to the City. The parking area is now used free of charge. However, in the event the District receives any parking fees from use of the premises the City will be entitled to 50 percent of the monies generated. Rent was negotiated at \$100 for the term. The City has no plans for the property that would conflict with its continued use.

FILE LOCATION: LEAS-San Diego Community College  
LEASFY94-1

COUNCIL ACTION: (Tape location: A070-158.)

CONSENT MOTION BY WOLFSHEIMER TO ADOPT. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

\* ITEM-109: (R-93-2111) ADOPTED AS RESOLUTION R-282284

Approving Change Order No. 21 and Change Order No. 22, both dated January 27, 1993, with National American Insurance Company, bonding company for Kim Construction, in connection with Sewer Group 97, in the amount of \$15,000 each, amounting to a net increase in the amount of \$30,000; authorizing the expenditure of not to exceed \$30,000 from Sewer Revenue Fund 41506, CIP-44-001.0, to fund the change orders.

(Pacific Beach Community Area. District-2.)

CITY MANAGER SUPPORTING INFORMATION: Kim Construction Company, the contractor for Sewer Group 97, defaulted on the construction contract and was debarred from further work with the City under Resolution R-278211. The bonding company, National American Insurance Company has assumed the construction contract, and retained Hillyer and Irwin Company to administer the contract. The bonding company has hired Hubbard Construction Company to complete surface improvements left unfinished by Kim Construction Company. During construction, several extra items of construction work will be necessary for successful completion of the project. These extra work items will be paid for through Construction Contract Change Order Nos. 21 and 22 for a sum of \$15,000 for each change order. The proposed work included additional alley resurfacing, construction of a curb to a street median and other miscellaneous concrete improvements required for returning the job site to original condition. Change Order No. 21 employed 30 percent Caucasian and 70 percent Hispanic. Change Order No. 22 employed 38 percent Caucasian, 59 percent Hispanic, and 3 percent African-American.

Aud. Cert. 9301081.

WU-U-93-095.

FILE LOCATION: CONT-Kim Construction CONT FY94-1

COUNCIL ACTION: (Tape location: A070-158.)

CONSENT MOTION BY WOLFSHEIMER TO ADOPT. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

\* ITEM-110: (R-93-2143) ADOPTED AS RESOLUTION R-282285

Council confirmation of the appointment by the Mayor of Jean E. Hahn to serve as a member of the Commission for Arts and Culture, for a term ending August 31, 1994, replacing David Copley, who has resigned; waiving Council Policy 000-13 with regard to City residency requirements.

(See memorandum from Mayor Golding dated 6/23/93 with resume attached.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A070-158.)

CONSENT MOTION BY WOLFSHEIMER TO ADOPT. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

\* ITEM-111: (R-93-2140) ADOPTED AS RESOLUTION R-282286

Council confirmation of the appointment by the Mayor of Ann Beard to serve as a member of the International Affairs Board, for a term ending March 1, 1994, replacing Yolanda Walter-Meade, whose term has expired. (See memorandum from Mayor Golding dated 6/23/93 with resume attached.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A070-158.)

CONSENT MOTION BY WOLFSHEIMER TO ADOPT. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

\* ITEM-112: (R-93-2139) ADOPTED AS RESOLUTION R-282287

Council confirmation of the appointment by the Mayor of Li-Rong Lilly Cheng to serve as a member of the International Affairs Board, for a term ending March 1, 1995, replacing James Michael Murray, whose term has expired.

(See memorandum from Mayor Golding dated 6/23/93 with resume attached.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A070-158.)

CONSENT MOTION BY WOLFSHEIMER TO ADOPT. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

\* ITEM-113: (R-93-2138) ADOPTED AS RESOLUTION R-282288

Council confirmation of the appointment by the Mayor of Elisa M. Sanchez to serve as a member of the International Affairs Board, for a term ending March 1, 1995, replacing Sara Finn, whose term has expired.

(See memorandum from Mayor Golding dated 6/23/93 with resume attached.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A070-158.)

CONSENT MOTION BY WOLFSHEIMER TO ADOPT. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

\* ITEM-114: (R-93-2141) ADOPTED AS RESOLUTION R-282289

Council confirmation of the following reappointments by the Mayor to the International Affairs Board, for terms ending March 1, 1995:

(See memorandum from Mayor Golding dated 6/23/93.)  
Michael L. Grisdale  
Kaneko Oshima Bishop  
Marilyn Johns  
Kathleen Roche-Tansey  
Frederick W. Weck  
Bert J. Salonen

Waiving Council Policy 000-13 regarding City residency requirements for Kathleen Roche-Tansey.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A070-158.)

CONSENT MOTION BY WOLFSHEIMER TO ADOPT. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

\* ITEM-115: (R-93-2142) ADOPTED AS RESOLUTION R-282290

Council confirmation of the appointment by the Mayor of John M. Leach to the San Diego County Water Authority Board, for a term ending February 24, 1995, to replace Michael E. Parrish, who has resigned.

(See memorandum from Mayor Golding dated 6/23/93 with resume attached.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A070-158.)

CONSENT MOTION BY WOLFSHEIMER TO ADOPT. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

ITEM-200: (O-93-203) INTRODUCED AS AMENDED, TO BE  
REINTRODUCED ON JULY 26, 1993

Introduction of an Ordinance amending Chapter III, Article 1, Division 3, of the San Diego Municipal Code by amending Section 31.0305, relating to Business Taxes, to provide relief to medium-sized to large rental establishments and establishing a separate Rental Unit Business Tax rate structure to apply only to hotels and motels.

(See City Manager Report CMR-93-195.)

FILE LOCATION:

COUNCIL ACTION: (Tape location: A162-B305; E021-146.)

Motion by Roberts to approve the City Manager's recommendation and direct the City Manager to come back to Council with discussion on the fees concerning hotels and motels. Second by Hartley. Motion withdrawn.

Motion by Hartley to terminate the tax and direct the City Manager to come back to Council with alternatives. Second by Roberts. Failed. Yea-2,3,5. Nay-1,4,6,7,8. Not present-M.

Motion by McCarty to amend the item by directing the City Manager to add the concept of code enforcement. Direct the City Manager to come back to Council with alternatives, such as charging per business not per parcel, and provide possible cuts or alternatives to this tax to make up the revenue. Include Council Member Roberts' directive to provide information concerning hotels and motels. Second by Roberts. Failed. Yea-2,3,5,7. Nay-1,4,6,8. Not present-M.

Motion by Stevens to accept the City Manager's recommendation. Second by Wolfsheimer. Failed. Yea-1,4,6,8. Nay-2,3,5,7. Not present-M.

Item trailed to afternoon session.

MOTION BY McCARTY TO INTRODUCE WITH THE FOLLOWING AMENDMENTS: DIRECT THE CITY MANAGER TO ADD THE CONCEPT OF CODE ENFORCEMENT; REQUEST THE MANAGER TO FIND A BETTER WAY TO HANDLE THIS MATTER MORE EQUITABLY; INCLUDE THE REQUESTS FROM THE SAN DIEGO ASSOCIATION OF REALTORS (LETTER DATED 7/6/93 DISTRIBUTED TO COUNCIL); DIRECT THE MANAGER TO COME



BACK TO COUNCIL WITH ALTERNATIVES, SUCH AS CHARGING PER BUSINESS NOT PER PARCEL, AND PROVIDE POSSIBLE CUTS OR ALTERNATIVES TO THIS TAX TO MAKE UP THE REVENUE. TO ACCEPT COUNCIL MEMBER ROBERTS' DIRECTIVE TO PROVIDE INFORMATION CONCERNING HOTELS AND MOTELS AND THE WAY THIS TAX IS APPLIED. Second by Roberts. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, Hartley-yea, Stevens-nay, Behr-yea, Stallings-nay, McCarty-yea, Vargas-nay, Mayor Golding-yea.

MOTION BY WOLFSHEIMER TO ACCEPT THE CITY MANAGER'S RECOMMENDATIONS AS AMENDED. Second by Stevens. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-201: (R-93-1668) ADOPTED AS RESOLUTION R-282299

(Continued from the meeting of June 14, 1993, Item 128, at Councilmember Wolfsheimer's request, to allow the City Manager to provide appropriate back up material.)

Approving City Manager Report CMR-93-67, establishing the guidelines for a Float Loan Program.

(See Legislative Specialist Analysis PS&S 93-4 and City Manager Reports CMR-93-67, CMR-93-51, CMR-92-313.)

COMMITTEE ACTION: Reviewed by PSS on 3/17/93.  
Recommendation to approve the expenditure of \$20,000 to set up a float loan program as recommended by the City Manager in CMR-93-67. Districts 2,3,4, and 8 voted yea. District 1 voted nay.

CITY MANAGER RECOMMENDATION: Adopt the Concept of a float loan program.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: D298-E019.)

Motion by Wolfsheimer to deny the City Manager's Report and not adopt the float loan program. No second

MOTION BY HARTLEY TO ADOPT AND DIRECT STAFF TO BRING BACK THE FINAL FINANCIAL PLAN TO PS&S COMMITTEE FOR APPROVAL BEFORE IMPLEMENTING; DIRECT STAFF TO MONITOR THE ADMINISTRATION COSTS TO BE CERTAIN THESE COSTS ARE HELD TO A

MINIMUM AND LOOK INTO THE POSSIBILITY TO HAVE THESE COSTS  
ABSORBED BY THE APPLICANT AND NOT THE PRIVATE SECTOR.

Second by Stevens. Passed by the following vote:  
Wolfsheimer-nay, Roberts-yea, Hartley-yea, Stevens-yea,  
Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor  
Golding-yea.

ITEM-330: (R-93-1623) CONTINUED TO JULY 13, 1993

Considering the protests, approving the modified map,  
confirming the assessments, and ordering the proposed  
maintenance, in the matter of the Calle Cristobal  
Landscape Maintenance District.

(Mira Mesa Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: This action establishes  
the annual assessments for the Calle Cristobal Landscape  
Maintenance District. The district was established in 1987 to  
provide maintenance for landscaped medians, streetscapes and the  
street side of the sound attenuator wall along Calle Cristobal  
within the district boundaries. Assessments were levied and  
collected for Fiscal Year 1989. However, due to delays in the  
developer's implementation schedule and changes in landscaping  
concept and plans, no maintenance was provided in Fiscal Years  
1989 through 1993. In Fiscal Year 1994, certain landscaping  
improvements within Zone 1 will be maintained by the district.  
The developer will continue to provide maintenance for the  
remainder of the existing landscaping improvements until they  
are accepted and taken over by the district. The Fiscal Year  
1994 proposed maintenance costs for the district are as follows:

Contractual Maintenance	\$ 70,000
Personnel	12,977
Utilities	18,350
Incidentals	29,069 *
Total Expenses	\$130,396
Reserve	11,792
Total	\$142,188
Less Carry-over & Interest	49,200
Less City Contribution	2,239
Assessed to District	\$ 90,749

\*Includes Assessment District Management Fee of \$7,958.

The assessment amount per dwelling unit for Zone 1 in FY '94  
is \$62.03. No assessments are levied for Zone 2 for FY '94.

FILE LOCATION:

COUNCIL ACTION: (Tape location: A055-069.)

MOTION BY McCARTY TO CONTINUE THE ITEM ONE WEEK, TO JULY 13, 1993, FOR FURTHER DISCUSSION. Second by Vargas. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

ITEM-331: (R-93-1620) ADOPTED AS RESOLUTION R-282291

Considering the protests, approving the modified map, confirming the assessments, and ordering the proposed maintenance, in the matter of the Bay Terraces Landscape Maintenance District, Areas 1 and 5.

(Skyline/Paradise Hills Community Area. District-4.)

CITY MANAGER SUPPORTING INFORMATION: This action establishes the annual assessments for the Bay Terraces Landscape Maintenance District. The district provides for the maintenance of four acres of open space. The Fiscal Year 1994 proposed maintenance costs for the district are as follows:

	Area 1	Area 5	Total
Contractual Maintenance	\$13,150	\$ 5,066	\$18,216
Personnel	2,595	2,595	5,190
Utilities	2,575	0	2,575
Incidentals	3,486	2,979	6,465*
Total Expenses	\$21,806	\$10,640	\$32,446
Reserve	3,476	1,567	5,043
Total	\$25,282	\$12,207	\$37,489
Less Carry-over & Interest	2,184	2,016	4,200
Less City Contribution	50	50	100
Assessed to District	\$23,048	\$10,141	\$33,189

\*Includes Assessment District Management Fee of \$1,980.

For Area 1, the annual assessment for Fiscal Year 1994 is \$65.85 per dwelling unit, compared to \$60.29 for Fiscal Year 1993. For Area 5, the annual assessment for Fiscal Year 1994 is \$105.64 per dwelling unit compared to \$100.47 in Fiscal Year 1993. The district consists of areas 1 and 5 only.

FILE LOCATION: STRT M-285

COUNCIL ACTION: (Tape location: A070-158.)

Hearing began at 10:20 a.m. and halted at 10:30 a.m.

CONSENT MOTION BY WOLFSHEIMER TO ADOPT ITEMS 331 THROUGH 337. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

ITEM-332: (R-93-1626) ADOPTED AS RESOLUTION R-282292

Considering the protests, approving the modified map, confirming the assessments, and ordering the proposed maintenance, in the matter of the Carmel Mountain Ranch Landscape Maintenance District.

(Carmel Mountain Ranch Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: This action establishes the annual assessments for the Carmel Mountain Ranch Landscape Maintenance District. The district provides maintenance of certain landscape medians and streetscapes within the district boundaries. The developer maintains certain other areas until they are turned over to the district. The Fiscal Year 1994 proposed maintenance costs for the district are as follows:

Contractual Maintenance	\$132,000
Personnel	25,953
Utilities	31,500
Incidentals	42,965*
Total Expenses	\$232,418
Reserve	18,639
Total	\$251,057
Less Carry-over & Interest	76,700
Less City Contribution	18,784
Assessed to District	\$155,573

\* Includes Assessment District Management Fee of \$14,059.

The proposed assessment fee for Fiscal Year 1994 is \$16.67 per dwelling unit compared to \$12.73 in Fiscal Year 1993. The increase is due to increase in contractual maintenance cost and also the increase in landscaping improvements (planting of trees and shrubs in the Ted Williams Parkway medians, as requested by the Citizens' Advisory Committee for the district).

FILE LOCATION: STRT M-287

COUNCIL ACTION: (Tape location: A070-158.)

Hearing began at 10:20 a.m. and halted at 10:30 a.m.

CONSENT MOTION BY WOLFSHEIMER TO ADOPT ITEMS 331 THROUGH 337. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

ITEM-333: (R-93-1629) ADOPTED AS RESOLUTION R-282293

Considering the protests, approving the modified map, confirming the assessments, and ordering the proposed maintenance, in the matter of the Coronado View Landscape Maintenance District.

(South Encanto Neighborhood Community Area.  
District-4.)

CITY MANAGER SUPPORTING INFORMATION: This action establishes the annual assessments for the Coronado View Landscape Maintenance District. The district provides maintenance for landscaping within street right-of-ways. The Fiscal Year 1994 proposed maintenance costs for the district are as follows:

Contractual Maintenance	\$ 5,400
Personnel	5,192
Utilities	1,740
Incidentals	4,460*
Total Expenses	\$16,792
Reserve	1,358
Total	\$18,150
Less Carry-over and Interest	2,900
Less City Contribution	0
Assessed to District	\$15,250

\* Includes Assessment District Management Fee of \$1,025.

The proposed unit annual assessment for Fiscal Year 1994 is \$131.47 per dwelling unit as compared to \$120.69 per dwelling unit for Fiscal Year 1993. The increase is due to smaller carry-over amount from the previous fiscal year.

FILE LOCATION: STRT M-288

COUNCIL ACTION: (Tape location: A070-158.)

Hearing began at 10:20 a.m. and halted at 10:30 p.m.

CONSENT MOTION BY WOLFSHEIMER TO ADOPT ITEMS 331 THROUGH 337. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

ITEM-334: (R-93-1635) ADOPTED AS RESOLUTION R-282294

Considering the protests, approving the modified map, confirming the assessments, and ordering the proposed maintenance, in the matter of the Gateway Center East Landscape Maintenance District.

(Mount Hope Community Area. District-4.)

CITY MANAGER SUPPORTING INFORMATION: This action establishes the annual assessments for the Gateway Center East Landscape Maintenance District. The district provides maintenance for the landscaped open space easements as well as landscaping along the frontage of all lots and medians on Market Street and Gateway Center Drive. The Fiscal Year 1994 proposed maintenance costs for the district are as follows:

Contractual Maintenance	\$ 75,000
Personnel	10,380
Utilities	29,200
Incidentals	30,863*
Total Expenses	\$145,443
Reserve	13,547
Total	\$158,990
Less Carry-over & Interest	24,300
Less City Contribution	944
Assessed to District	\$133,746

\* Includes Assessment District Management Fee of \$8,877.

The assessment cost for Fiscal Year 1994 is \$3,566 per acre of net pad area of each parcel. The corresponding assessment cost in Fiscal Year 1993 was \$2,951. The increase is due to additional landscaping assets (trees and shrubs) to be maintained by the district as requested by the property owners.

FILE LOCATION: STRT M-290

COUNCIL ACTION: (Tape location: A070-158.)

Hearing began at 10:20 a.m. and halted at 10:30 a.m.

CONSENT MOTION BY WOLFSHEIMER TO ADOPT ITEMS 331 THROUGH 337. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

ITEM-335: (R-93-1632) ADOPTED AS RESOLUTION R-282295

Considering the protests, approving the modified map, confirming the assessments, and ordering the proposed maintenance, in the matter of the Gaslamp Quarter Landscape and Lighting Maintenance District.

(Centre City Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: This action establishes the annual assessments for the Gaslamp Quarter Landscape and Lighting Maintenance District. The district provides landscaping, tree maintenance, sidewalk scrubbing and cleaning, litter, graffiti and gum removal plus electrical energy and maintenance for the ornamental street lights within the district.

The Fiscal Year 1994 proposed maintenance costs for the district are as follows:

Contractual Maintenance	\$ 34,620
Personnel	254,564
Utilities	26,500
Incidentals	138,559*
Total Expenses	\$454,243
Reserve	37,084
Total	\$491,327
Less Carry-over and Interest	125,800
Less City Contribution	13,000
Assessed to District	\$352,527

\* Includes Assessment District Management Fee of \$27,724.

The annual assessment for Fiscal Year 1994 will be \$352,527 compared to \$336,614, the amount assessed for Fiscal Year 1993. The individual assessments in this district vary depending on the degree of service and number of stories of the building on the parcel. Assessments on individual parcels range from approximately \$320 to \$2,200.

FILE LOCATION: STRT M-289

COUNCIL ACTION: (Tape location: A070-158.)

Hearing began at 10:20 a.m. and halted at 10:30 a.m.

CONSENT MOTION BY WOLFSHEIMER TO ADOPT ITEMS 331 THROUGH 337. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

ITEM-336: (R-93-1638) ADOPTED AS RESOLUTION R-282296

Considering the protests, approving the modified map, confirming the assessments, and ordering the proposed maintenance, in the matter of the Newport Avenue Landscape Maintenance District.

(Ocean Beach Community Area. District-2.)

CITY MANAGER SUPPORTING INFORMATION: This action establishes the annual assessments for the Newport Avenue Landscape Maintenance District. The district provides maintenance for the maintenance of open space, center islands, and street light and street name standards. The Fiscal Year 1994 proposed maintenance costs for the district are as follows:

Contractual Maintenance	\$17,000
Personnel	7,787
Utilities	1,225
Incidentals	8,642*
Total Expenses	\$34,654
Reserve	2,716
Total	\$37,370
Less Carry-over and Interest	4,000
Less City Contribution	0
Assessed to District	\$33,370

\* Includes Assessment District Management Fee of \$2,115.

The proposed unit assessment for Fiscal Year 1994 is \$9.74 per frontage foot as compared to \$7.64 for Fiscal Year 1993. The increase is due to higher contractual maintenance cost for the 1994 Fiscal Year, resulting from pressure washing and cleaning of the sidewalks four times a year, instead of twice a year as requested and approved by the community, in addition to normal increases.

FILE LOCATION: STRT M-291

COUNCIL ACTION: (Tape location: A070-158.)



Hearing began at 10:20 a.m. and halted at 10:30 a.m.

CONSENT MOTION BY WOLFSHEIMER TO ADOPT ITEMS 331 THROUGH 337. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

ITEM-337: (R-93-1641) ADOPTED AS RESOLUTION R-282297

Considering the protests, approving the modified map, confirming the assessments, and ordering the proposed maintenance, in the matter of the Sabre Springs Landscape Maintenance District.

(Sabre Springs Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: This action establishes the annual assessments for the Sabre Springs Landscape Maintenance District. The district provides maintenance for landscaped medians, slopes and open spaces within the district boundaries.

The Fiscal Year 1994 proposed maintenance costs for the district are as follows:

Contractual Maintenance	\$ 50,000
Personnel	25,953
Utilities	8,700
Incidentals	26,485*
Total Expenses	\$111,138
Reserve	16,792
Total	\$127,930
Less Carry-over and Interest	0
Less City Contribution	30,255
Assessed to District	\$97,675

\* Includes Assessment District Management Fee of \$6,133.

The proposed unit assessment for Fiscal Year 1994 is \$16.00 per dwelling unit, compared to \$13.28 for Fiscal Year 1993. The increase is due to additional landscaping to be maintained in Fiscal Year 1994, and no carry-over amount from the previous year.

FILE LOCATION: STRT M-292

COUNCIL ACTION: (Tape location: A070-158.)

Hearing began at 10:20 a.m. and halted at 10:30 a.m.

CONSENT MOTION BY WOLFSHEIMER TO ADOPT ITEMS 331 THROUGH 337. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-not present.

ITEM-338:

A proposal to amend Chapter X, Article 1, Division 4, of the San Diego Municipal Code by amending Section 101.0454 Hillside Review Overlay Zone, Section 101.0462 Resource Protection Ordinance, and Section 101.0480 Sensitive Coastal Resource Overlay Zone relating to erosion control and the use of air-placed concrete as an erosion control measure.

The amendments reflect the California Coastal Commission's certification with suggested modifications of the Local Coastal Program (LCP) amendment previously approved by the City Council.

The decision of the City Council must be accepted by the California Coastal Commission. If the City Council does not approve the suggested modifications as certified by the California Coastal Commission, the amendments relating to erosion control are not applicable in the Coastal Zone.

(Citywide.)

Subitem-A: (O-93-137) INTRODUCED, TO BE ADOPTED JULY 26, 1993

Introduction of an Ordinance amending the Municipal Code Section 101.0454 (Hillside Review Overlay Zone.)

Subitem-B: (O-93-138) INTRODUCED, TO BE ADOPTED JULY 26, 1993

Introduction of an Ordinance amending the Municipal Code Section 101.0462 (Resource Protection Ordinance.)

Subitem-C: (O-93-139) INTRODUCED, TO BE ADOPTED JULY 26, 1993

Introduction of an Ordinance amending the Municipal

Code Section 101.0480 (Sensitive Coastal Resource  
Overlay Zone.)

FILE LOCATION:

COUNCIL ACTION: (Tape location: C098-177.)

Hearing began at 11:34 a.m. and halted at 11:40 a.m.

Testimony in favor by Nora De Silva and Walt Hall.

MOTION BY WOLFSHEIMER TO INTRODUCE THE ORDINANCES. Second  
by Vargas. Passed by the following vote: Wolfsheimer-yea,  
Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea,  
Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-339: CONTINUED TO JULY 27, 1993

Three actions related to the Genesee Avenue/North  
Torrey Pines Road Cost Reimbursement District:

(University Community Area. District-1.)

Subitem-A: (O-93-202)

Introduction of an Ordinance modifying the requirements  
of Chapter VI, Article 2, Section 62.0208(J) of the San  
Diego Municipal Code, relating to the Genesee  
Avenue/North Torrey Pines Road Cost Reimbursement  
District.

Subitem-B: (R-93-2120)

Adoption of a Resolution establishing the Genesee  
Avenue/North Torrey Pines Road Cost Reimbursement  
District; setting the term of the Reimbursement  
Agreement at 20 years; approving the public  
improvements eligible for reimbursement, the  
determination of excess costs to be reimbursed, and the  
apportionment of the excess costs to the parcels within  
the district.

Subitem-C: (R-93-2121)

Adoption of a Resolution authorizing the execution of a  
Cost Reimbursement Agreement with Chevron Land and  
Development Company, developer, relative to the Genesee

Avenue/North Torrey Pines Road Cost Reimbursement  
District.

CITY MANAGER SUPPORTING INFORMATION: The FY 1993 Capital Improvements Program contains a project (CIP-52-471.0) for the reconstruction of the intersection of Genesee Avenue at North Torrey Pines Road. The estimated total project cost is \$8,000,000. 52.8 percent of the total cost will be provided by FBA and TransNet funds (public sector component), and 47.2 percent of the total cost will be provided by private developers in the project area (private sector component). Since 1986, conditions of development requiring contributions toward the private sector component have been imposed on all new projects in the area if the project generates additional traffic which uses the intersection. On November 5, 1990, the City Council authorized the execution of a District Formation Cost Agreement with Chevron Land and Development Company, the developer of the Torrey Pines Science Center. Chevron will advance funds to cover the entire private sector component of the project. They are seeking partial reimbursement of those funds from owners of other properties which receive benefits from the improvements constructed with the funds. The improvements include widening approach roads and relocating the intersection, traffic signal modifications, engineering and district formation costs, and right-of-way acquisition. The improvements are required as a part of the University Community Plan and were included in the Torrey Pines Science Center tentative map conditions. The private sector component improvements being funded by Chevron will benefit other properties, and it is proposed that the cost of the improvements be spread to those properties based on the benefits they received. The total estimated cost of the private sector component is \$3,776,000. Of this amount, Chevron will pay \$1,225,762, and the remaining \$2,550,238 is the responsibility of other benefitting properties upon development.

FILE LOCATION:

COUNCIL ACTION: (Tape location: C181-334.)

Hearing began at 11:41 a.m. and halted at 11:51 a.m.

Testimony in opposition by Jim Fox and Grace Pitts.

Testimony related to the continuance by John Bragg.

MOTION BY WOLFSHEIMER TO CONTINUE THE ITEM FOR THREE WEEKS SO THAT STAFF CAN WORK WITH THE PROPERTY OWNERS TO SEE WHETHER OR NOT THERE COULD BE SOME ADJUSTMENTS MADE IN THE ASSESSMENT PROCEDURE SO THAT EVERYONE IS ASSESSED PROPORTIONATE TO WHAT THEY ARE BUILDING OR WHAT IS NECESSARY

IN TERMS OF IMPROVEMENTS. Second by Stevens. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-340: (O-93-160) INTRODUCED AS AMENDED, TO BE ADOPTED  
AUGUST 2, 1993

A proposal to amend the San Diego Municipal Code by amending Chapter X, Article 1, Division 10, of the San Diego Municipal Code by amending Sections 101.1001 and 101.1002 relating to the Mobile Home Park Overlay Zone. The proposed amendment of the Mobile Home Overlay Zone, which is required to comply with the new State of California requirements regarding this program, also constitutes an amendment to the City of San Diego's Local Coastal Program. If approved by the City Council, the proposed Local Coastal Program Amendment must be submitted to the California Coastal Commission for review and final approval. The proposed Local Coastal Program amendment would not become effective until after approval by the California Coastal Commission.

(Citywide.)

Introduction of an Ordinance amending the San Diego Municipal Code.

FILE LOCATION:

COUNCIL ACTION: (Tape location: B333-C088.)

Hearing began at 11:11 a.m. and halted at 11:33

Testimony in favor by Marguerite Ferrante, Connie Billington, Ted Ball, Monty Hendershot, Tom Billington, and Jim Dawe.

MOTION BY STALLINGS TO INTRODUCE AS AMENDED, ACCEPTING THE CITY MANAGER'S RECOMMENDATION AND REPORT. INCLUDE THE AMENDED LANGUAGE AS REQUESTED BY MARGUERITE FERRANTE TO CHANGE 320 SQUARE FEET TO 240 SQUARE FEET. (AS CLARIFIED BY STAFF: THE AMENDMENT SUBSTITUTES THE DEFINITION OF "MOBILE HOME PARK" FOR THE DEFINITION OF "MANUFACTURED HOME" AND TO SPECIFICALLY REFERENCE THAT IT IS 240 SQUARE FEET). Second by Stevens. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-341: CONTINUED TO DECEMBER, 1993

The Dennery Ranch (a 245-gross-acre site) is located east of Interstate 805 and north of the future extension of Palm Avenue in the Otay Mesa Community Plan Area. The Dennery Ranch project consists of:

1. A Precise Plan for the development of 150 net acres of residential use (464 single-family units and 1,039 multifamily units), 63 net acres of open space, a 5-net-acre neighborhood park and a 10-net-acre elementary school;
2. An Amendment to the Otay Mesa Community Plan and the General Plan to modify the location for proposed single-family, multifamily, and open space uses; relocate a neighborhood park and elementary school site; and update the circulation element;
3. A Vesting Tentative Map and Planned Residential Development Permit 88-0785;
4. A Hillside Review/Resource Protection Overlay Zone Permit 88-0785;

and

5. A Rezone from A-1-10, A-1-10/HR to A-1-1, R1-5000, and R-1750 (see Rezoning Map C-854).

(PP/CP AMEND/VTM/PRD/HR/RPO/RZ-88-0785. District-8.)

Subitem-A: (R-93-2057)

Adoption of a Resolution certifying that the information contained in Environmental Impact Report DEP-88-0785 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (O-93-198)

Introduction of an Ordinance for A-1-1, R1-5000 and R-1750 zones.

Subitem-C: (R-93-2056)

Adoption of a Resolution denying the Precise Plan and accompanying community plan and general plan amendments.

Subitem-D: (R-93- )

Adoption of a Resolution granting or denying the permits, with appropriate findings to support Council action.

Subitem-E: (R-93- )

Adoption of a Resolution granting or denying the map, with appropriate findings to support Council action.

FILE LOCATION:

COUNCIL ACTION: (Tape location: C352-475; D007-271.)

Hearing began at 11:52 a.m. and recessed at 12:00 p.m.

Testimony by Greg Smith.

Hearing reconvened at 2:09 p.m. and halted at 2:31 p.m.

Motion by Vargas to deny the Manager's recommendation and approve the project; adopt the applicant's proposal with the modification to the Precise Plan recommended by the Otay Valley Regional Park Committee and recommend that final maps not be subject to approval by the schools listed. Second by McCarty. No vote.

MOTION BY ROBERTS TO CONTINUE TO DECEMBER, 1993 TO REVIEW ALL THE CITY'S OPTIONS AND CONTINUE WITH THE EFFORTS FOR A NEW AIRPORT IN THIS REGION. Second by Behr. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, Hartley-yea, Stevens-nay, Behr-yea, Stallings-yea, McCarty-nay, Vargas-nay, Mayor Golding-yea.

ITEM-342: (R-93-2047) ADOPTED AS RESOLUTION R-282300

Application to SANDAG for a Safety Study for Ocean Front Walk (Mission Beach) Boardwalk:

1. Authorizing the City Manager to submit a claim to the San Diego Association of Governments ("SANDAG") and

accept Local Transportation and/or TransNet Funds for a grant to:

a) study the impacts of all options that would reduce congestion and improve safety on the Ocean Front Walk (Mission Beach) boardwalk including, but not limited to, the alternatives in Attachment 2 of the City Manager's Report CMR-93-174 and specifically:

- Restricting wheeled activity from the boardwalk (except usage by persons with disabilities);
- Widening the boardwalk to the West;
- Defining potential public safety hazards (for homeowners as well as boardwalk users) if the boardwalk is widened;
- Adding a line down the center of the boardwalk to separate pedestrians and wheeled traffic;
- Installing speed bumps;
- Seeking solutions from other municipalities; and

b) Develop alternative engineering conceptual plans, associated cost estimate, and potential sources of funds for the recommended solutions;

2. Return all findings to City Council for review, once the study is completed;

3. Expedite this issue of authorizing grant application/acceptance to City Council before SANDAG's meeting of June 16, 1993.

(See City Manager Report CMR-93-174, and Councilmember Roberts' memo of 6/7/93. Mission Beach and Pacific Beach Community Areas. District-2.)

COMMITTEE ACTION: Reviewed by PFR on 6/9/93.

Recommendation to authorize the City Manager to submit a claim to SANDAG and accept Local Transportation and/or TransNet Funds for a grant to study the impacts of all options that would reduce congestions and improve safety on the Ocean Front Walk boardwalk, including the suggestions contained in Councilmember Roberts' 6/7/93 memo. Districts 3,5,6, and 8 voted yea. District 7 voted nay.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E150-F167.)



MOTION BY ROBERTS TO ADOPT. Second by Stallings. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-nay, Vargas-yea, Mayor Golding-yea.

ITEM-S400: (R-94-364) ADOPTED AS RESOLUTION R-282298

Exercising a 30 day extension of the FY 1993 Social Services Contracts to allow the agencies to continue operating for an additional 30 day period.

(See Memorandum from Councilmember Hartley dated 6/25/93.)

SUPPORTING INFORMATION: On June 2, 1993 the PS&S Committee reviewed the FY 1994 Social Services Funding Program as proposed by the City Manager and made a number of modifications which cumulatively had the effect of substantially reducing the funding for all social service contractors. Because of the dramatic change in funding levels, additional time is necessary to find ways to reduce the impacts.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C477-536.)

MOTION BY VARGAS TO ADOPT, APPROVING THE CITY MANAGER'S RECOMMENDATION. Second by Hartley. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Stevens-yea, Behr-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-S401: HEARING HELD

In the matter of negotiation of the acquisition by the City of San Diego of the United States Naval Training Center, San Diego, or parts thereof, from its present owner, the United States Government.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: F172-177.)

NON-DOCKET ITEMS:

None.

ADJOURNMENT:

The meeting was adjourned by Mayor Golding at 3:50 p.m.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: F177-180.)